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8 Attorney for Plaintiff
 9 JESUS AGUSTIN

10 **IN THE UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION**

13 JESUS AGUSTIN,

14 Plaintiff,

15 v.

16 NCO FINANCIAL SYSTEMS, INC., a
 17 Pennsylvania corporation,

18 Defendant.

19 Case No. C08-01379-JW-HRL

20 **STIPULATION OF DISMISSAL
 21 WITH PREJUDICE AND
 22 [PROPOSED] ORDER**

23 Fed. R. Civ. P. 41(a)(1)

24 Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff, JESUS AGUSTIN, and Defendant, NCO
 25 FINANCIAL SYSTEMS, INC., stipulate, and the Court hereby orders, as follows:

26 1. The dispute between the parties has been settled, therefore, the claims asserted
 27 by Plaintiff, JESUS AGUSTIN, against Defendant, NCO FINANCIAL SYSTEMS, INC., in the
 28 above-captioned proceeding are hereby dismissed, with prejudice, pursuant to Fed. R. Civ. P.
 29 41(a)(1).

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1 Dated: April 23, 2008

/s/ Fred W. Schwinn

Fred W. Schwinn, Esq.
Attorney for Plaintiff
JESUS AGUSTIN

4 Dated: April 23, 2008

/s/ Debbie P. Kirkpatrick

Debbie P. Kirkpatrick, Esq.
Attorney for Defendant
NCO FINANCIAL SYSTEMS, INC.

7 THE FOREGOING STIPULATION
8 IS APPROVED AND IS SO ORDERED.

9 Dated: _____

10 _____
11 The Honorable James Ware
12 Judge of the District Court

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